

COMMISSION MEETING MINUTES

Indiana Fire Prevention and
Building Safety Commission
Government Center South
302 West Washington Street
Indianapolis, Indiana 46204
Conference Room B

April 3, 2012

Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Vice- Chairman Ted Ogle at 9:05 a.m. on April 3, 2012.

(a) Commissioners present at the Commission meeting:

Diana M. H. Brenner
Ron Brown
Tom Cloud
Michael Corey
Mattie Sims, representing the Commissioner, Department of Labor
John Hawkins
Todd Hite, representing the Commissioner, Department of Health
Ted Ogle, Vice-Chairman

Commissioners not present at the Commission meeting:

Michael Christoffersen
David Hannum, Chairman
Matt Mitchell

(b) The following departmental and support staff were present during the meeting:

Legal and Code Services:

Mara Snyder, Director, Legal and Code Services
Shelly Wakefield, Manager, Code Technical Development
Cecilia Ernstes-Boxell, Code Specialist
Denise Fitzpatrick, Code Specialist
John Hibner, Code Specialist
Beth Sutor, Secretary

(c) James Schmidt, Deputy Attorney General, and Gary Bippus, Administrative Law Judge, were present.

Old Business.

Vice-Chairman Ogle called for any corrections or a motion to approve the minutes of the March 6, 2012 meeting as distributed. Commissioner Brown noted he had voted nay on 12-03-41 Indiana University McNutt Quad Crone Wing Renovation, Bloomington. A motion to approve the minutes as amended was then made by Commissioner Corey, and seconded by Commissioner Hite. It was voted upon and carried. Vice-Chairman Ogle called for any corrections or a motion to approve the minutes to the special meeting of March 14, 2012. Commissioner Corey moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

Third Party Approval.

T.R. Arnold & Associates, Inc.
700 E. Beardsley Avenue
P.O. Box 1081
Elkhart, IN 46515

Lonnie Lagle, Fire and Building Code Enforcement, presented the application for third party inspections, and recommended approval. Commissioner Corey moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

Variances.

Tabled Variances.

Variance 12-2-16(b)(c) ALH Building Systems, Markle, had no proponent. The owner was to have provided several items of information for the Commission by the meeting date, and none had been submitted. Commissioner Brown moved to table, with the second by Commissioner Brenner. It was voted upon and carried. Variance 12-2-35 Mucky Duck Pub, Indianapolis, had requested they be tabled. Commissioner Brown moved to table, with the second by Commissioner Corey. It was voted upon and carried. Variance 12-03-31(a)(b) Bourbon Street Pizza, North Webster, had no proponent. A handout had been provided, but it was felt that it did not provide enough detail. Commissioner Brenner moved to table, with the second by Commissioner Corey. It was voted upon and carried. Variance 12-03-42 Indiana University Forest Dining Center, Bloomington, was represented by Ed Rensink, RTM Consultants. The proponent explained that they were unable to construct an independent firewall in the basement. They would, therefore, provide a two-hour horizontal separation between the first floor and basement. Because they are unable to do a complete separation between the basement and tower, the area will be sprinklered. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried. Variance 12-03-43 St. Sava Worship Pavilion, Merrillville, was represented by Joe Bishop, Bishop Engineering. A floorplan of the pavilion had been provided, as well as a list of the 18 events already scheduled for the pavilion. Following discussion, Commissioner Hawkins moved to approve until November 1, 2012, if a fire watch was provided which complied with Section 403.1 of the Indiana Fire Code. Commissioner Brown made the second. It was voted upon and carried. Variance 12-03-46 The Awakening Community Church, Huntington, was represented by Joe Bishop, Bishop Engineering. Also present was Pastor Jeff Carrell. An existing warehouse with two-story apartment had been purchased and was being converted to use as a church. The building stood a half mile from the nearest public water mains, and the proponent had requested to omit sprinklers. The upper level of the two-story portion of the building was to be converted to offices and meeting areas. A lift was to be installed on the stairs to provide accessibility to the office area. Following discussion, Commissioner Brenner moved to table to allow the proponent time to work on a proposed design, with the second by Commissioner Corey. It was voted upon and carried.

Regular Variances.

Vice-Chairman Ogle asked for any abstentions or variances to be called out of the block vote. Commissioner Brown called out 12-04-7(a)(b) Richmond Civic Theater, Richmond, and 12-04-62 Axis Architecture + Interiors Office Renovation, Indianapolis. Commissioner Corey noted he would abstain from voting on 12-04-5 McQuat Place Elevator, Indianapolis. Commissioner Cloud noted he would abstain from voting on 12-04-38 Howl at the Moon Entrance / Storefront Improvements, Indianapolis.

Commissioner Corey moved to approve all other variances with an “A” or “B” recommendation by staff, with the second by Commissioner Brenner. It was voted upon and carried.

The following variances were approved as submitted:

- (1) 12-04-2 Tower Park Units 1-20 Windows, Bloomington
- (2) 12-04-4 Cedar Creek Apartments Windows, Bloomington
- (3) 12-04-5 McQuat Place Elevator, Indianapolis
- (4) 12-04-6 2587 S. Addisyn Lane Windows, Bloomington
- (5) 12-04-8(a)(b)(c) Amish Parochial School, Fountain City
- (6) 12-04-10 2366 Henderson Street Windows, Bloomington
- (7) 12-04-11 585 Graham Place Windows, Bloomington
- (8) 12-04-12 1131 & 1135 E. Cobblefield Ct. Sill Height, Bloomington
- (9) 12-04-19 538 E. Graham Place Windows, Bloomington
- (10) 12-04-20 Commons Office Expansion Elevators, Columbus
- (11) 12-04-21(b) Project Tango, Jeffersonville
- (12) 12-04-23(a)(b) West Lafayette Fire Station #3, West Lafayette
- (13) 12-04-24(b) Indiana University Kelley School of Business Addition, Bloomington
- (14) 12-04-30 Indiana University Assembly Hall, Bloomington
- (15) 12-04-31(c) Lake Central High School, St. John
- (16) 12-04-34 Elkhart General Hospital, Elkhart
- (17) 12-04-36(b) Kightlinger and Gray Tenant Finish, Indianapolis
- (18) 12-04-39 517 & 519 Village Court Windows, Bloomington
- (19) 12-04-40 525 & 527 Village Court Windows, Bloomington
- (20) 12-04-41 526 Northlane Drive Windows, Bloomington
- (21) 12-04-42 524 Northlane Drive Windows, Bloomington
- (22) 12-04-43 522 Northlane Drive Windows, Bloomington
- (23) 12-04-44 520 Northlane Drive Windows, Bloomington
- (24) 12-04-45 516 Northlane Drive Windows, Bloomington
- (25) 12-04-46 514 Northlane Drive Windows, Bloomington
- (26) 12-04-47 510 Northlane Drive Windows, Bloomington
- (27) 12-04-48 508 Northlane Drive Windows, Bloomington
- (28) 12-04-49 502 Northlane Drive Windows, Bloomington
- (29) 12-04-50 446 Northlane Drive Windows, Bloomington
- (30) 12-04-51 444 Northlane Drive Windows, Bloomington
- (31) 12-04-52 442 Northlane Drive Windows, Bloomington
- (32) 12-04-53 440 Northlane Drive Windows, Bloomington
- (33) 12-04-54 436 Northlane Drive Windows, Bloomington
- (34) 12-04-55 428 Northlane Drive Windows, Bloomington
- (35) 12-04-56 426 Northlane Drive Windows, Bloomington
- (36) 12-04-57 424 Northlane Drive Windows, Bloomington
- (37) 12-04-58 Oxford Hills Windows, Bloomington

4. Variances

11-10-10(a)(b) INDOT Albany Propane Fueling Station, Albany – Withdrawn

12-03-03(a)(d) Indiana Community Action Asso. Office Warehouse, Indianapolis – Withdrawn

12-03-28 Martinsville Youth Center, Martinsville - Withdrawn

12-04-1 Zandstra Fruit Company Tanks, Highland – Withdrawn

12-04-15 Mobile Open Cooking Area, Rochester - Withdrawn

The following variances were heard separately:

- (38) 12-04-3 McOuat Building Renovation and Conversion, Indianapolis

Jim Dischner, Ryan FireProtection, spoke as proponent. The request was to allow a manual standpipe instead of the code-compliant automatic standpipe. While the building was taller than those allowed to use a manual standpipe, it would require crossing a street to obtain water and to be restricted to using a small pump and pipe size allowed by the water company. The building would be sprinklered per NFPA 13 with a standpipe in both stairwells. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (39) 12-04-7(a)(b) Richmond Civic Theater, Richmond

The request had been to omit sprinklers and fire alarms in the 307 square foot addition to the historic theatre. Commissioner Brown had called out the staff recommended “B” variances, stating he could not support the approval of the applications. Commissioner Hawkins stated that there was a statute which requires the support for preservation of historic buildings. Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried with Commissioner Brown voting nay.

- (40) 12-04-9 12351 West Road Back Stairway, Zionsville

The variance, previously given an “AI” rating, was now complete. Commissioner Brenner moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (41) 12-04-13 Ball State University Studebaker East Addition and Renovation, Muncie

Fred Cook, Murphy Elevator, spoke as proponent. When an addition had been constructed on the outside of an existing structure, the hoistway of the elevator was not provided with enough headroom. Code requires 7’0”, and the hoistway provided 6’10”. The request was to allow this condition. Following discussion, Commissioner Corey moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried.

- (42) 12-04-14 GE Consumer & Industrial, Ft. Wayne

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The owners planned to “mothball” ten buildings. The request was to be allowed to take the sprinklers out of service and stop heating the buildings until they are needed once again. The sprinkler system was to be left in place. Jim Murua, Ft. Wayne Fire Department, noted his department did not have any issues with the request if the system was kept in operating condition with maps to provide information on storage areas in the buildings. Following discussion, Commissioner Brown moved to approve with the conditions that the sprinklers be maintained, drained and freeze-protected, and the fire department was provided with the requested maps. Commissioner Corey made the second. It was voted upon and carried.

- (43) 12-04-16(a)(b) Trader's Point Creamery Red Barn, Zionsville

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. Variance (a) was a request to allow a non-compliant wall covering to be used on the barn walls. In an effort to cut down on drafts, the owner had applied a 3ml plastic sheeting to the inside of the barn walls. The material passes the flame resistance test of the California State Fire Marshal. Sam Bruner, Pike Township Fire Department, spoke, and opposed the material until the structure was sprinklered. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried. Variance (b) was to omit a Type 1 hood over a hot plate used to cook eggs and sausage on Saturday mornings for a farmer's market. Following discussion, Commissioner Hawkins moved to table to allow the proponent to discuss options with the fire department. Commissioner Corey made the second. It was voted upon and carried.

- (44) 12-04-17 DiRimini Lofts Apartments, Indianapolis

Patrick Nall, architect, spoke as proponent. The building had been granted a variance previously, and they had brought corrected information to reapply. The old variance had allowed the fifth floor of the building to be considered a mezzanine, but it had been built out of compliance with the conditions of the variance and the City of Indianapolis had written a Do Not Occupy order until it was corrected. There was one means of egress from the fourth floor. A new egress stairway was to be added in the southwest corner, and was also to provide access to the roof as required by code. The building was sprinklered with a 13R system. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

- (45) 12-04-18 Eastview Apartment Building #5, Berne

Mark Wynn, Marquis Builders, spoke as proponent. This was the fifth building in the complex, but the first to require sprinklers due to the code change. A test done by Schambaugh showed that the public water system would not support a sprinkler system. They had also tested for a 13D system, and it was found that the system would support it. Commissioner Brown moved to approve a 13D system in lieu of the code-required 13R. Commissioner Corey made the second. It was voted upon and carried.

- (46) 12-04-21(a)(c) Project Tango, Jeffersonville

The proponent had requested this be tabled. Commissioner Hawkins moved to table (a) and (c), with the second by Commissioner Corey. It was voted upon and carried.

5. **Breaking and reconvening.** Vice-Chairman Ogle recessed the Commission at 10:32 a.m. He then reconvened the meeting, calling it back to order at 10:45 a.m.

- (47) 12-04-22 Clearwater Apartments, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request was to be permitted to utilize a change in the 2012 International Building Code which allowed a minimum clear height of 7' in a private garage.

Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

- (48) 12-04-24(a) Indiana University Kelley School of Business Addition, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. A typographical error was corrected by the proponent in (a). The completion date should have read May 2016. A corrected set of drawings was also distributed. The sprinkler system was to be expanded into an area of C Wing, and the request was to be allowed to phase in the work. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (49) 12-04-25 Soccer Complex, Lafayette

Tim Callas, J&T Consulting, spoke as proponent. A handout of the proposed site was distributed to the Commission. The proponent noted that the site is landlocked, and the fire department access road was difficult to provide. Ron Ritchey, Lafayette Fire Department, addressed the Commission, noting that the plans had been submitted to the county before it had gone to Lafayette, so they had not been included in the planning phase. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (50) 12-04-26 Lilly Building M28 Renovation and Addition, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. An MRL elevator would not be provided with the normal means of access for the machine space. Access would need to be made from a secondary access hatchway from the roof due to existing building constraints. The doors would be of adequate size to allow whatever was needed to be done for maintenance. Following discussion, Commissioner Corey moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

- (51) 12-04-27 Embers Event Center, Rensselaer

Ed Rensink, RTM Consultants, spoke as proponent. The project had been filed initially without using Chapter 34, and RTM had recommended re-filing under Chapter 34. The request was to grant changes in the scores for vertical openings to allow a passing score. A 1-hour fire barrier was to be installed at the second floor landing with a 1-hour rated enclosure from the basement stair. A new stair was to be added from the second floor. A fire alarm and smoke detection system was to be installed, and the owner was to occupy the second floor apartment. The catering kitchen would have a 1-hour separation. Following discussion, Commissioner Hawkins approved with the condition that the apartment must be owner-occupied. Commissioner Brenner made the second. It was voted upon and carried with one nay vote.

- (52) 12-04-28(a)(b) The Family Center, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. Also in attendance was John Beuhler, owner's representative. The request in (a) was to change to an A occupancy and allow the 55,000 square foot building, which was to be an indoor soccer and basketball court facility, to be unlimited area. Retail tenant spaces will face the Bloomington Trail and have exterior access only. A large theater was also planned to be constructed beside the existing building, separated by a 2-hour fire barrier. A fire sprinkler system has been installed and was being tested. Exit travel distance was to be kept to 250 feet, and new construction would be code-compliant. An easement had been purchased from the owner to the north to provide fire department access to all sides of the building. Standpipes would be installed where the fire department wanted them, and a public address system was also to be installed. Variance (b) was to allow the use of the public address system in lieu of the horns and strobes required by code. Following

discussion, Commissioner Hawkins moved to approve both with the following conditions: Separate the tenant spaces from the soccer/basketball area with a 2-hour fire barrier, standpipe outlets are to be placed within the building as directed by the fire department, a public address system acceptable to the fire department is to be installed, a 2-hour fire barrier is to separate the new theater, and a service corridor for the tenant spaces will be provided. Commissioner Corey made the second. It was voted upon and carried.

(53) 12-04-29 Bishop Simon Brute College Seminary Additions, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. Some recent renovations had been done and sprinklers installed. Two additions were to be done, and the request was to omit the required separations. The additions and renovated chapel area were to be sprinklered. Both additions were to have egress directly to grade, with smoke detectors in the sleeping units. Fire alarms were in renovated areas. Sprinklers in renovated areas will be added to the existing system to make one continuous sprinkler system. A sprinkler head was to be added to each side of the existing exterior doorway to where the door itself was to be removed at the attachment points of the residential addition. Following discussion, Commissioner Brenner moved to approve with the condition of the sprinkler heads on both sides of the door removed for the residential addition attachment. Commissioner Corey made the second. It was voted upon and carried.

(54) 12-04-31(a)(b)(d)(e)(f) Lake Central High School, St. John

Ed Rensink, RTM Consultants, spoke as proponent. A portion of the existing building was to be demolished, then, in two phases, additions were to be made in three locations, bringing the facility up to 872,000 square feet when completed. Variance (a) was for an allowable area issue. The site is restricted, and they are unable to make the entire facility two-story. They requested to have the three-story sections of the building to be separated by 2-hour fire barriers in lieu of fire walls. Four enclosed egress stairs and one open monumental stair for circulation were to be provided. Variance (b) was to allow occupancy of the new additions in Phase I before the entire sprinkler system was operational. Areas marked in green on the plans provided showed which areas would be sprinklered before occupancy, and showed the significant decrease in unsprinklered areas at the end of Phase I. Following discussion, Commissioner Hawkins moved to approve (a) and (b), with the second by Commissioner Corey. It was voted upon and carried. Variance (d) dealt with dead-end corridors created when some secondary corridors from the cafeteria are to be closed during construction. The exit was to remain open and go to a gravel walkway. Four required exits from the fieldhouse were to remain open and exterior exits would be closed. Two exits were to remain from the locker rooms. Two doors would have their swing reversed to make an interior way out of the field house. A dead-end corridor on the second floor was to be created with the removal of an exit stairway for a period of one year. Fire drills would be done according to the revised exiting. Announcements about the reconfigured exiting would be made at public gatherings of over 1,000 occupants. Following discussion, Commissioner Brown moved to approve (d) with the condition that fire drills were to be done with the reconfigured exits and there would be public announcements about the reconfigured exits at public events of 1,000 or more. Commissioner Corey made the second. It was voted upon and carried. Variance (e) was to allow temporary classrooms during construction. The building would not be fully sprinklered with non-rated corridor construction. Commissioner Brenner moved to approve, with the second by Commissioner Brown. It was voted upon and carried. Variance (f) was to allow the hose connections in the three-story additions to be supplied from the sprinkler system in lieu of standpipe risers. The local fire department has approved this. Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (55) 12-04-32(a)(b)(c) Protsman Elementary School, Dyer

Ed Rensink, RTM Consultants, spoke as proponent. Variance (a) was a request to omit the code-required venting over the stage located in a multipurpose room. There was no rigging or fly loft, and the horizontal-draw curtains will meet the flame spread requirements. The building is sprinklered. Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried. Variance (b) was to omit the standpipes in the stage area. The curtains meet the NFPA 701 requirements. Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried. Variance (c) concerned temporary egress during construction. The exterior exit was to be closed during demolition and construction, with egress provided through the gymnasium. The request was for a period of one year. Commissioner Hawkins moved to approve until August 2013, with the second by Commissioner Corey. It was voted upon and carried.

- (56) 12-04-33(a)(b)(c) Hamilton County Llama Barn, Noblesville

Ed Rensink, RTM Consultants, spoke as proponent. The structure was filed as an S-1 occupancy three years ago. It was now to be used for some assembly functions, but exceeds the allowable area for an A-3 occupancy of Type V-B construction. There would be no cooking and no alcohol permitted. The fire department had no objections to any of the variances per Commissioner Mitchell. Lonnie Lagle, Fire and Building Code Enforcement, also addressed the Commission. He noted that he had worked with them in the past, and they'd always worked well with the fire department. Variance (b) was to allow an occupant load of 299, calculated by using the 30 square feet per person assigned to exhibit spaces by the State of Indiana. Event occupant loads will be less than that. The sliding barn doors will be open during summer and fair weather. Variance (c) is to allow OSB board, painted with flame retardant paint, to be used as the interior finish. This had the best durability and was expected to stand up to the events taking place in the building. Commissioner Hawkins moved to approve all three with the condition that no smoking, no cooking and no alcohol was to be allowed. Commissioner Corey made the second. It was voted upon and carried.

6. **Breaking and reconvening.** Vice-Chairman Ogle recessed the Commission for lunch at 12:07 p.m. He then reconvened the meeting, calling it back to order at 1:03 p.m.

- (57) 12-04-35 Foellinger Freimann Botanical Conservatory Terrace Renovation, Ft. Wayne

Ed Rensink, RTM Consultants, spoke as proponent. The request was to be allowed to use an IOSHA approved harness system in lieu of a guardrail on the roof of a restaurant building. Installation of the guardrail system would provide unwanted penetrations in the roof over the data center. Access to the roof would only be needed for maintenance and service calls on restroom exhaust fans. Commissioner Brown moved to approve with the condition that a notice to employees that the use of a harness system when accessing the roof was required. Commissioner Brenner made the second. It was voted upon and carried.

- (58) 12-04-36(a) Kightlinger and Gray Tenant Finish, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. A storage area was classified as an incidental use area which requires 1-hour separation. The request was to allow the partition to terminate at the suspended ceiling. The area was planned for future office space use, not permanent storage. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

- (59) 12-04-37 Allison Elementary School, Speedway

Ed Rensink, RTM Consultants, spoke as proponent. The request was to allow the removal of the top layer of the school's roof, leaving the first layer of roof in place. They would then install a new layer of polyisocyanurate cover board and a new layer of roof membrane. This actually would reduce the weight of the roof. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

- (60) 12-04-38 Howl At the Moon Entrance/Storefront Improvements, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The facility has one accessible entrance. A compliant ramp at the front entrance of the building was removed. The request was to be allowed to use a platform lift which complies with the Elevator Code for accessibility, but does not comply with the Building Code for an accessible means of egress, as a replacement. The lift will not have emergency backup power as required by code. Lonnie Lagle, Fire and Building Code Enforcement, advised the Commission that a back exit was available and had an area of refuge. He suggested they require that exit was to remain clear. Following discussion, Commissioner Hawkins moved to approve with the condition that they maintain the second exit, keeping it unobstructed at all times. Commissioner Corey made the second. It was voted upon and carried, with Commissioner Cloud abstaining.

- (61) 12-04-59 Family Practice Center Temporary Egress, Indianapolis

Melissa Tupper, RTM Consultants, spoke as proponent. The request was to allow a temporary means of egress during construction of the new Neuroscience research building to the north of the Family Practice building. They wish to close one exit of the sprinklered building for approximately six months during construction. Commissioner Brown moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

- (62) 12-04-60 Jackson Estate Conference and Event Center, Rochester

Dave Jackson and Bev Jackson, owners, requested to omit the sprinkler system for the A-2 occupancy building. The building was surrounded by farmland, and was three miles from the nearest public water system. The facility hosts weddings and corporate events, and houses a display of historical Fulton County items. A fire alarm system was being installed, and the building was to be divided with a fire wall per plans filed with Plan Review by an architect. Bonnie Robison, Plan Review, stated the plans had been on hold by Tony Bradshaw since July of last year with requests for additional information. Following a lengthy discussion, Dean Illingworth, Building Law Compliance Officer, agreed to issue a conditional release to allow the facility to hold an event scheduled by the Fulton County Commissioners on April 14, 2012. Commissioner Hawkins moved to approve with the condition that the variance was valid until April 15, 2012 to allow for a single, 100 occupant load event, and a one-person fire watch was to be posted during the event. Commissioner Cloud made the second. It was voted upon and carried.

- (63) 12-04-61 Kroger Grocery Store J-091, Bloomington

John Berry, architect, spoke as proponent. An existing grocery was being renovated, and the request was to allow the use of an existing stockroom to provide two required means of egress during construction. The egress path would be striped and signage posted, and the owner had committed to maintaining the pathway free of stock. The construction was expected to take twenty weeks, and employees would be

trained in the new exiting plans. Commissioner Brown moved to approve with the condition that the employees were to be trained to assist in the event of an emergency evacuation. The exits were to be kept unobstructed, and the variance was to be valid for twenty weeks from date of issue. Commissioner Brenner made the second. It was voted upon and carried.

(45) 12-04-62 Axis Architecture + Interiors Office Renovation, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request was to allow the use of an engineered system design for the required outdoor ventilation rate as per the exception to Section 403.2 of the Mechanical Code. A letter from the design engineer stated it would be in accordance with ASHRAE 62.1, a standard listed in ASHRAE 90.1 as adopted by the Commission. The City of Indianapolis had required the owner to obtain either a variance or an alternative method approval from State Plan Review. Commissioner Brenner moved no variance was required. Commissioner Hawkins made the second. It was voted upon and carried.

(46) 12-04-63 Fervent Prayer Daycare Expansion, Indianapolis

Tim Callas, J&T Consulting, spoke as proponent. An error in the two-story addition to an existing daycare facility resulted in the stairs being too close to comply with the remote diagonal distance requirement by the width of one half of the door. One stair is enclosed, and one is an exterior stair. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Hite. It was voted upon and carried with one nay vote.

7. Reconsideration of Variance 11-03-15 Camp Red Cedar Cabins, Ft. Wayne

A variance had been granted based on the cabins being unconditioned spaces. The request was now to install heaters in the buildings. Mara Snyder, Director, Legal and Code Services, asked if they would reconsider from the original variance, or if the applicant needs to file a new variance. Following a brief discussion, Commissioner Ogle stated he believed that if they changed cabin conditions, they needed a new variance. The other Commissioners concurred.

8. New Business – General.

Discussion and possible Commission action

Hires Community Center
Administrative Cause No. 12-01
Condition of CDR
Nonfinal Order of Dismissal

Saxony Court
Administrative Cause No. 11-10
Order – Indianapolis Fire Department
Nonfinal Order of Dismissal

North Meridian Hardware
Administrative Cause No. 11-18
Condition of CDR
Nonfinal Order of Dismissal

4040 Vincennes Circle
Administrative Cause No. 11-34
Order – Pike Twp. Fire Department
Nonfinal Order of Dismissal

Tabernacle Presbyterian Church
Administrative Cause No. 11-31
Condition of CDR
Nonfinal Order of Dismissal

Rick's Café Boatyard
Administrative Cause No. 11-42
Order – Fire and Building Code Enforcement
Nonfinal Order of Dismissal

Robin's Nest Childcare Center
Administrative Cause No. 11-41
Order – Fire and Building Code Enforcement
Nonfinal Order of Dismissal

Commissioner Corey moved to affirm the Nonfinal Orders of Dismissal. Commissioner Brenner made the second. It was voted upon and carried.

Discussion and possible Commission action

Cornerstone Building
Administrative Cause No. 11-28
Supplemental Response In Objection to the Nonfinal Order of the
Administrative Law Judge

Additional information was distributed by Mara Snyder, Director, Legal and Code Services. Following discussion, Commissioner Hawkins moved to affirm the order of the Administrative Law Judge, with the second by Commissioner Cloud. It was voted upon and carried.

Discussion and Possible Commission action on petitions for review (Timely filed unless otherwise noted.)

8250 Woodfield Crossing Blvd, Indianapolis
Order – Elevator and Amusement Safety Section

St. Joseph's High School
Variance 12-1-44

Commissioner Cloud moved to grant the appeals, with the second by Commissioner Hawkins. It was voted upon and carried.

9. Reconsideration of Variance 12-1-15 DOT Foods

Proponent Brad Rogers, Illinois Oil Marketing, requested the reconsideration of the variance 12-1-15 to allow Class II liquids as opposed to the Class IIIB liquids as originally approved. Following a lengthy discussion, it was determined that the fuel, as per the requested reconsideration, would have to go into a UL 2085 tank. They will need to come back with a new variance.

10. Code Review Committees

Mara Snyder, Director, Legal and Code Services, announced that the code review committees would be meeting jointly on April 19th at the Warren Township Trustee's office. Commissioner Brown will serve as Commission liaison for the Mechanical Code, Commissioner Mitchell as the Fire Code liaison, and Commissioner Hawkins as the Building Code liaison. Each committee will have to include fiscal impact information for their proposed code.

11. Comments

Mara Snyder, Director, Legal and Code Services, thanked the Commissioners for attending. She noted that the State Budget Agency was reviewing the Plumbing Code, and hoped it would be completed quickly. She also advised that the meeting for the month of May would be on a Wednesday.

12. Adjournment.

Vice-Chairman Ogle called for further business, and upon hearing none, adjourned the meeting at 2:25 p.m.

APPROVED _____
David Hannum, Chairman